

#7

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 U.S.C. 1.137(B)**

Docket No.
KLR 7146.0028

Applicant: Borden, et al.

Group Art Unit: 2611

Serial No.: 09/280,421

Examiner: Rueben M. Brown

Filed: March 29, 1999

Title: INFORMATION ENHANCED AUDIO VIDEO ENCODING SYSTEM

June 24, 2004

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-identified application became abandoned for failure to timely file a response to the outstanding office action within the statutory period of three months from the mailing date of the Office Action dated December 23, 2003. The abandonment date of this application is March 24, 2003 (i.e. the day after the expiration date set for reply).

**APPLICANT HEREBY PETITIONS
FOR REVIVAL OF THIS APPLICATION**

1. Petition fee

- ☐ Small entity fee of \$____(37 C.F.R. 1017(m))
- ☐ Small entity statement enclosed herewith.
- ☐ Small entity statement previously filed.
- ☒ Other than small entity fee \$ 1,330; (37 C.F.R. 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office Action in the form of an Amendment:
 - ☐ has been filed previously on _____, and/or
 - ☒ is enclosed herewith.
- B. The issue fee of \$_____:

PETITION TO REVIVE

☐ has been paid previously on.

☐ is enclosed herewith.

3. **Terminal disclaimer with a disclaimer fee**

- ☒ Since this utility/plant application was filed on or after June 8, 1995 no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 C.F.R. 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) equivalent to the number of months from abandonment to the filing of this petition is enclosed herewith.

4. **Statement:**

The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 C.F.R. 1.137(b) was unintentional.

Dated: June 24, 2004



Kevin L. Russell
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Tel. No. (503) 227-5631

- Enclosures:
- ☒ Petition to Revive;
 - ☒ Fee Payment: Petition to Revive \$1,330 enclosed in check;
 - ☒ Fee Payment: \$950 Extension authorization to charge Deposit Account;
 - ☒ Petition for Extension ;
 - ☒ Amendment in response to Office Action dated December 23, 2003;
 - ☒ Acknowledgment Postcard.




CERTIFICATE OF UNDER 37 CFR §§ 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence was deposited with the United States Postal Service in an envelope addressed to:
The Director of Patents, P.O. Box 1450, Alexandria, VA 23313.

☒ with sufficient postage as first class mail

☐ as "Express Mail Post Office to Addressee" - mailing label no.

Date: June 24, 2004



Kevin L. Russell